

CONSERVATION COMMISSION PUBLIC HEAR
June 22, 2010

FINAL

The meeting was called to order at 7:00 p.m. by the Chairperson Jay Diener at the Hampton Town Office Meeting Room. Commission Members present were Ellen Goethel, Nathan Page, Barbara Renaud. And Peter Tilton. Commission Members Dr. Ralph Falk and Sharon Raymond were absent. Alternate Steven Scaturro was present. Rayann Dionne, Conservation Commission Coordinator, was present. Mark was representing the Planning Board.

The Minutes of May 25, 2009 were reviewed and accepted with corrections noted.

The site walk was held on Saturday, June 19, 2010, at 9:00 a.m. meeting at the Town Office Parking Lot.

- A. 7 Thornton Street
- B. 43 Dumas Ave.
- C. 31 Glade Path

VICTORY GARDEN

Julie-Ann Baumer from the Victory Garden addressed the Commission. This is her second year being in charge of the garden. The gardens are \$20.00 per garden. Ms. Baumer stated that she needs to have her name on the Victory Garden checks so she can take care of the billing. Flood concerns were raised and a brief discussion ensued.

101 ENTRANCE TO HAMPTON BEACH

Geannina Guzman-Scanlon from the Beautification Committee addressed the Commission. The Committee is doing some plantings and wanted to be sure that they are planting the right plants. The Commission requested a note from or meeting with the Hampton Beach Beautification Committee at the beginning of the growing season each year so the Commission can understand and comment on what their plans are for this area for that year. After a brief discussion, Mrs. Goethel motioned to send a letter to the Selectmen to let them know what the Committee is planning. This was seconded by Mr. Tilton. All were in favor.

NHDES APPLICATIONS

- A. 43 Dumas Ave
Judith Kerton

The Commission recently reviewed the Shoreland application for the addition of a 30' x 20' deck and the Shoreland denial letter dated June 17, 2010. The letter states that the major reason for denying the application is because the project does not meet the impervious surface allowance. The Commission agrees with this concern and would be in favor of the project if a zero net increase in sealed surface was achieved. The applicant's contractor is currently working with NHDES Shoreland program to identify options that would result in a zero net impact. The Commission agreed to write a letter to DES stating the Commission's agreement with their concerns about this project.

CONSERVATION COMMISSION PUBLIC HEARING

June 22, 2010

Page 2

B. 31 Glade Path

James Otash

Mark West -Agent

This Dredge & Fill , After-the-Fact application is for installation of a retaining wall and crushed stone. After a discussion, Mr. Scaturro motioned to not oppose the granting of the wetlands permit for the retaining wall (as built) as long as the following conditions are met:

1. Remove the pile of crushed stone.
2. Remove the crushed stone from the area between the road and the retaining wall. This area should be re-graded to create a slope that pitches away from the road towards the retaining wall. This slope must allow the exposure of at least the top 6" of the retaining wall.
3. Install native plantings along the edge of the retaining wall (landward side) as well as along the front perimeter of the house (road side). The applicant has agreed to also install plants within the entire area between the house and the road which will help infiltrate storm water run-off prior to entering the salt marsh.

Ms. Renaud seconded the motion. All were in favor.

SPECIAL PERMITS

A. 31 Glade Path

James Otash

Mark West - Agent

This special permit is for the installation of a retaining wall, crushed stone and other maintenance activities within the 50 ft. buffer. The Commission met with the applicant to discuss previously completed projects performed without an approved permit and four (4) new projects.

The projects performed without an approved permit include: a) replacement of 3 support pilings; b) addition of crushed stone around the 3 new pilings; c) addition of 2 railroad ties on an existing retaining wall; d) back filling of the modified retaining wall with crushed stone ; and e) addition of crushed stone at the rear of the parking area adjacent to the salt marsh.

The proposed projects include: a) 2 driveway entry posts with attached chain; b) installation of garden beds around the house; c) installation of lattice work around the bottom of the house; and d) waterproofing the underside of the structure.

After a discussion, Ms. Renaud motioned to recommend the granting of the Special Permit based on the plan signed and dated by the Chair with the following stipulations and the usual stipulations "

1) 3 replaced pilings - remove the crushed stone surrounding the 3 pilings.

2) Retaining wall - height and length of the retaining wall may remain as built with the following modifications:

A) Remove the crushed stone from the area between the road and the retaining wall. This area will be re-graded to create a slope that pitches away from the road towards the retaining wall. This slope must allow the exposure of at least the top 6" of the retaining wall.

B) Install native plantings along the edge of the retaining wall (landward side) as well as along the front perimeter of the house (road side). In addition to these perimeter plantings, the applicant agreed to also install plants within the entire area between the house and the road. These plantings will help infiltrate storm water run-off prior to entering the salt marsh. A Planting plan must be approved by the Conservation Coordinator prior to installation.

CONSERVATION COMMISSION PUBLIC HEARING

June 22, 2010

Page 3

SPECIAL PERMITS (Cont)

A. 31 Glade Path

3) Driveway

- A) The new crushed stone must be pulled back or removed to restore the driveway to its original footprint.
- B) The area adjacent to the building between the easterly bump-out and deck must be regarded to restore the original slope which slanted away from the driveway towards the house. Installation of native plants along the edge of house between the bump-out and the deck with storm water infiltration.
- C) Installation of edging along the easterly side of the driveway, along the property line, to help prevent crushed stone from entering the salt marsh.

Stipulations for the proposed projects:

- A) The Commission opposes the installation of lattice work around the bottom of the house because it obstructs the natural ebb and flow of water and traps debris.
- B) The Commission could not support the waterproofing of the underside of the structure with a spray foam without knowing whether or not NHDES has any provisions regarding the use of spray foam. It was requested that the applicant contact NHDES and share their findings with the Commission.
- C) Applicant has agreed to extend the planting areas (garden beds) around the house (adjacent to the road and adjacent to the driveway). All plantings must survive at least 2 growing Seasons and any that die must be replaced.
- D. The Commission has granted the applicant permission to add a crushed stone walkway with edging for access purposes from the driveway to the wooden deck and no more than 3 ft in width.

Mrs. Goethel seconded the motion. With Mr. Tilton and Mr. Page abstaining, four were in favor.

B. 7 Thornton St.

Jeff Gove - Gove Real Estate Trust

This is an after-the-face emergency authorization special permit to repair/rebuild the seawall. The applicant installed rip-rap seawall under emergency authorization from NHDES. The applicant prepared an as-built plan showing the location and dimensions of the seawall in relation to the property lines. The applicant has also planted sea grass along the top of the seawall. Mrs. Goethel motioned to recommend the granting of this special permit with the usual stipulations. Mr. Tilton seconded the motion. All were in favor.

PLANING BOARD REFERRALS

None

BOARD OF SELECTMEN REFERRALS

None

CONSERVATION COMMISSION PUBLIC HEARING

June 22, 2010

Page 4

APPOINTMENTS

None

PLANNING BOARD ACTIONS

1. 183 Island Path
Replace existing shed with new shed. Approved with Conservation stipulations.
2. 47 Pearl Street
Construct a sunroom. Approved with Conservation stipulations.
3. 9 Cora Avenue
Build single family house. Withdrawn.

ZONING BOARD ACTIONS - DECISIONS

None

DES ACTIONS

None

OLD BUSINESS

A. Mr. Page gave an update on the Old Stage Road Bridge ribbon cutting. A video was also made of the festivities. \$40,000 was raised for the project.

B. Ice Pond

Mr. Diener stated that the City Year Youth have put a bench on Ice Pond. Signs for Ice pond were also discussed.

NEW BUSINESS

A. Seawall stairs and Town Special Permit requirements. A discussion on the requirements for the stairs ensued.

B. Discussion on the first steps for addressing potential violations. Mr. Scaturro suggested that one of the Commissioners could go with Ms. Dionne on a violation visit.

C. Changes in Commission Member status. Mr. Scaturro became a Commission Member status and Dr. Ralph Falk changed to Alternate. Mrs. Goethel motioned to send a letter to the Selectmen. Mr. Page seconded the motion. All were in favor.

D. Letter to new home owners that have 50 ft buffers on their property. This would be proactive to let the home owners know that the 50 ft buffer is on their property.

CONSERVATION COORDINATOR UPDATE

CONSERVATION COMMISSION PUBLIC HEARING
June 22, 2010
Page 5

TREASURER'S REPORT

None

The next meeting of the Conservation Commission Public Hearing will be held on Tuesday, July 27, 2010, meeting in the Town Office Meeting Room. The site walk will be announced and will start at the Town Office Parking Lot.

Mr. Diener motioned to adjourn at 10:10 p.m. seconded by Mr. Page. All were in favor.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "S. Launi".

Sue Launi
Secretary